

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

Accor Franchising North America, :
LLC, :
Plaintiff : Civil Action 2:07-cv-399
v. : Judge Marbley
Devotee Corp., : Magistrate Judge Abel
Defendant :
:

ORDER

This matter is before the Court on Magistrate Judge Abel's August 13, 2008 Report and Recommendation that plaintiff Red Roof Franchising, LLC's January 29, 2008 motion for default judgment (doc. 24) be granted in part. No objections were filed to the Report and Recommendation.

Upon *de novo* review in accordance with the provisions of 28 U.S.C. §636(b)(1)(B), the Court **ADOPTS** the Report and Recommendation and **GRANTS** in part plaintiff Red Roof Franchising, LLC's January 29, 2008 motion for default judgment (doc. 24).

The Clerk of Court is DIRECTED to enter JUDGMENT in favor of plaintiff Red Roof Franchising in the amount of \$25,435.06 for past due accounts receivable, required monthly royalty fees, reservation fees, and other amounts due; \$63,026.10 in liquidated damages; \$9129.50 in attorney fees; and \$550.00 in court costs. Plaintiff is also entitled to interest on the outstanding fees accrued at 18% per annum. This action is hereby DISMISSED.

s/Algenon L. Marbley
Algenon L. Marbley
United States District Judge